

EGGS

27098. Frozen eggs. (F.D.C. No. 43665. S. Nos. 9-287 P, 13-418/19 P, 13-424 P, 13-429 P, 31-652 P, 31-654 P, 32-196 P, 32-715/16 P, 54-033/34 P.)

INFORMATION FILED: 10-28-59, M. Dist. Tenn., against Modern Egg Products, Inc., Nashville, Tenn., and Barry Rymer, president.

SHIPPED: Between 5-21-58 to 1-22-59, from Nashville, Tenn., to Pittsburgh, Pa., St. Louis, Mo., Chicago, Ill., Jersey City, N.J., New York and Brooklyn, N.Y.

LABEL IN PART: (Can) "Frozen Whole Eggs Modern Egg Products, Inc. 30 Lbs Net Wt Nashville, Tenn."; "VITABAKE 30 lbs. Net Weight Contents Whole Eggs, Egg Yolks, Sugar and Salt;" "Frozen Whole Eggs Packed for L. Meyer 30 lbs. Net Wt Jersey City, N.J."; and "Frozen Whole Eggs."

CHARGE: 402(a) (3)—contained decomposed eggs when shipped.

PLEA: Guilty.

DISPOSITION: 1-9-61. Rymer—1 year imprisonment suspended on condition that defendant not engage in the egg business, 3 years probation, and \$11,000 fine, suspended on condition of no further violation and of the payment of the sum of \$500; corporation—\$11,000 fine, suspended on condition of no further violation and of the payment of the sum of \$500.

27099. Frozen eggs. (F.D.C. No. 45142. S. No. 10-213 R.)

QUANTITY: 14 30-lb. cans at Utica, N.Y.

SHIPPED: 10-18-60 and 11-1-60, from New Holland, Pa., by Weaver's Quality Egg, Inc.

LABEL IN PART: "Weaver's Quality Egg, Inc. New Holland, Pa. Whole Eggs."

LIBELED: 11-15-60, N. Dist. N.Y.

CHARGE: 402(a) (3)—contained flies and decomposed eggs when shipped.

DISPOSITION: 12-22-60. Default—destruction.

27100. Frozen eggs. (F.D.C. No. 45339. S. No. 2-340 R.)

QUANTITY: 35 30-lb. cans at Jacksonville, Fla.

SHIPPED: 9-9-60, from Chicago, Ill.

LIBELED: 1-9-61, S. Dist. Fla.

CHARGE: 402(a) (3)—contained decomposed eggs while held for sale.

DISPOSITION: 2-17-61. Default—destruction.

FEEDS AND GRAINS

27101. Cracked corn. (F.D.C. No. 45038. S. No. 36-125 R.)

QUANTITY: 18 bags, containing a total of 1,809 lbs., at Brooklyn, N.Y.

SHIPPED: The article was delivered, on 8-29-60, to a ship pier at Brooklyn, N.Y., for shipment to Iceland.

RESULTS OF INVESTIGATION: Examination showed that the article was moldy. This condition developed following submersion in polluted river water, which occurred as a result of a storm on 9-13-60, which flooded the pier where the article was stored.

LIBELED: 11-1-60, E. Dist. N.Y.

CHARGE: 402(a)(3)—contained a decomposed substance while in interstate commerce.

DISPOSITION: 12-2-60. Default—destruction.

27102. Cracked wheat. (F.D.C. No. 44921. S. No. 32-303 R.)

QUANTITY: 17 100-lb. bags at Brooklyn, N.Y.

SHIPPED: 8-15-60, from Northboro, Mass., by Armeno Cereal Co., Inc.

LABEL IN PART: (Bag) "589 In Lieu of Rice Use Armeno Nutritious Whole-some Bulgar (Pre-Cooked Granulated Wheat) Manufactured by Armeno Cereal Co., Inc., Westboro, Mass."

LIBELED: 10-13-60, E. Dist. N.Y.

CHARGE: 402(a)(3)—contained insects and insect fragments; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 2-7-61. Default—destruction.

FRUITS AND VEGETABLES

CANNED FRUIT

27103. Cranberry sauce. (F.D.C. No. 44008. S. No. 79-116 P.)

QUANTITY: 273 cases, 24 1-lb. cans each, at Mansfield, Ohio.

SHIPPED: 9-16-59, from Hanson, Mass., by National Cranberry Association.

LABEL IN PART: (Can) "Ocean Spray Cranberry Sauce Jellied * * * Packed by National Cranberry Association, Hanson, Mass."

LIBELED: 12-28-59, N. Dist. Ohio.

CHARGE: 402(a)(2)(A)—when shipped, the article contained an added poisonous and deleterious substance, aminotriazole, which is unsafe within the meaning of 406 since this substance is not required in the production of this food and can be avoided by good manufacturing practice.

DISPOSITION: 1-20-61. Default—destruction.

27104. Cranberry sauce. (F.D.C. No. 43829. S. No. 50-495 P.)

QUANTITY: 91 cases, 24 1-lb. cans each, at Columbus, Ohio.

SHIPPED: 10-28-59, from Bridgeton, N.J., by Morris April Bros.

LABEL IN PART: "Monarch Jellied Cranberries (Strained) * * * Consolidated Foods Corporation, Chicago, Ill."

LIBELED: 11-27-59, S. Dist. Ohio.

CHARGE: 402(a)(2)(A)—when shipped, the article contained an added poisonous and deleterious substance, aminotriazole, which is unsafe within the meaning of 406 since such substance is not required in the production of this food and can be avoided by good manufacturing practice.

DISPOSITION: 1-31-61. Default—destruction.

DRIED FRUIT*

27105. Evaporated apples. (F.D.C. No. 45179. S. No. 16-884 R.)

QUANTITY: 440 40-lb. cases at Terre Haute, Ind.

*See also No. 27072.